



Attorney's Docket No.: 15373.0002

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re the application of: McIntyre et al.  
Serial No. 10/526,228  
Filed : November 16, 2005  
For: *Whole Bacterial Cells as Immune Modulator*

Examiner: Swartz, Rodney P  
Group Art Unit: 1645

**Mail Stop AF**  
United States Patent and Trademark Office  
Customer Service Window  
Randolph Building  
401 Dulany Street  
Alexandria VA 22314

**REPLY TO ACTION MAILED DECEMBER 10, 2008**

In response to the Office Action mailed December 10, 2008, Applicants submit the following response and remarks in this request for reconsideration.